

Readoption Review

Vision Acuity Testing 410 IAC 3-1

IC 4-22-2.5-3.1(c) requires an agency to conduct a review to consider whether there are alternative methods of achieving the purpose of the rule that are less costly or less intrusive, or that would minimize the economic impact of the proposed rule on small business.

Description of Rule:

The Indiana State Department of Health (ISDH) has responsibility for specifying procedures for vision acuity testing as administered by the Department of Education (DoE). In accordance with IC 4-22-2.5, 410 IAC 3-1 must be readopted if it is to remain in effect. IC 4-22-2.5-3.1(c) are rules an agency uses to administer the Children's Special Health Care Services program. This article defines testing requirements, procedures, and reporting responsibilities for this program.

Readoption Analysis:

1) Is there a continued need for this rule?

IC 20-34-3-12 requires the governing body of each school corporation to conduct vision acuity testing and specifies that the ISDH and DoE will jointly adopt rules to administer the program. The statute IC 20-34-3-12 remains in effect so there is a continued need for the rule to provide specific administrative procedures for the program.

2) What is the nature of any complaints or comments received from the public, including small business, concerning the rule or the implementation of the rule by the agency?

This Rule is administered by the DoE. There is no record of any complaints or comments received from the public or small business concerning this rule or the implementation of this rule by the ISDH.

3) Examine the complexity of the rule, including difficulties encountered by the agency in administering the rule and small businesses in complying with the rule.

This Rule is administered by the DoE. No complaints or comments have been received from small business about this rule or the implementation of it by the ISDH.

4) To what extent does the rule overlap, duplicate, or conflict with other federal, state, or local laws, rules, regulations, or ordinances?

This rule does not overlap, duplicate, or conflict with any other federal, state, or local laws, rules, regulations, or ordinances. This rule does support the requirements of Title V of the Social Security Act.

5) When was the last time the rule was reviewed under this section or otherwise evaluated by the agency, and the degree to which technology, economic conditions, or other factors have changed in the area affected by this rule since that time?

This rule has not been reviewed since I assumed responsibility as Director of MCSHC. There is no record of any previous formal review.

16 April, 2007